

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,	)	
	)	
Plaintiff,	)	
	)	
v.	)	CIVIL ACTION NO. 10-1469
	)	
COMMONWEALTH OF PENNSYLVANIA	)	JUDGE CONTI
Department of General Services	)	
Slippery Rock University of	)	ELECTRONICALLY FILED
Pennsylvania,	)	
	)	
Defendants.	)	

**UNITED STATES' MOTION FOR ENTRY OF CONSENT DECREE**

AND NOW, comes Plaintiff, United States of America, by its attorneys, David J. Hickton, United States Attorney for the Western District of Pennsylvania, and Paul E. Skirtich, Assistant United States Attorney for said district, and files the following Motion for Entry of Consent Decree. In support of its Motion, Plaintiff respectfully avers as follows:

1. On November 3, 2010, the Notice of Lodging of Proposed Consent Decree was filed.

2. On December 10, 2010, one (1) comment was received concerning the entry of the Decree.

3. Simultaneous with the filing of this Motion, the Memorandum in Support of this Motion, which contains the response to the one (1) comment, was filed.

4. Since the comment fails to show that the Consent Decree is not fair, adequate, and reasonable and consistent with the goals of the Clean Air Act, Title 42, United States Code, Section 7401 et seq., this Court should grant the Motion of the United States for Entry of the Consent Decree in this case. In fact, the comment does not oppose the entry of the Consent Decree but postures for more conditions.

Respectfully submitted,

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s/Robert D. Brook  
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CERTIFICATE OF SERVICE

I hereby certify that on this 8<sup>th</sup> day of February, 2011, a true and correct copy of the United States' Motion to Enter Consent Decree was electronically filed and served on the following counsel, by prepaid first-class mail:

Susan P. LeGros, Esquire  
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s/Paul E. Skirtich  
PAUL E. SKIRTICH  
Assistant U.S. Attorney